

ORDERS ON IA NOS. 14 TO 16 FILED BY THE PLAINTIFFS
U/S 151, U/O 18 RULE 17 AND U/O 7 RULE 14 (3) OF CPC

These 3 Interim Applications have been filed by the plaintiffs by praying this court to reopen the case of the plaintiffs, to recall PW1 for further chief examination and to condone the delay in filling of the documents.

It is stated in the affidavit filed in support of all three applications, that, the plaintiffs have filed this suit against the defendants for the relief of declaration and permanent injunction with respect to suit schedule property. Now the case is posted for hearing of arguments on merits. Now the plaintiffs are intending to produce the release deed which is very relevant document to the present case on hand. No prejudice or harm would be caused to the defendants if these applications are allowed. On these grounds, they pray to allow the applications.

Per contra, the defendants 1 to 3 have filed their common objections by contending that, the case is now posted for hearing of arguments on merits, at the fog end of

the trial these applications are not maintainable. The proposed documents are not at all relevant to the present case on hand. The plaintiffs with a mala fide intention, have filed these applications. On these grounds they pray to dismiss the applications.

I have heard the learned counsels for both parties.

:-REASONS:-

This is the suit filed by the plaintiff for the relief of Declaration and Injunction. Now the present case is set down for hearing of arguments on merits. At this juncture, the plaintiffs have filed these applications by praying this court to reopen the case and recall PW1 for further chief examination and to condone the delay in filling of these documents..

On meticulous verification of documents it is come to know that, the registered relinquishment deed is of the year 2024 and the certified copy of Order is also of the year 2024. The present case is of the year 2021. These documents are pertaining to the year after filling of the present case on hand. There are no averments in the pleadings with respect to these documents is concerned. Such being the case, consideration of these documents as that they are relevant material to the present case on

hand does not arise. In my considered view, the present applications have been filed by the plaintiffs only to drag on the proceedings and to file documents which are subsequent to the suit. Hence, present IA's are liable to be rejected. Hence, I proceed to pass the following:

ORDER

IA'S 14 to 16 filed u/s 151, u/o
18 rul 17 and u/o 7 rule 14(3) of
C.P.C are hereby rejected.

No order as to costs.

For addressing arguments on
merits by both parties.

By 24.06.2026.

SD/-

**Prl. Sr. Civil Judge and JMFC
Gubbi**